

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN CHASE HIBBARD**, on March 29, 1999 at 8:00 A.M., in Room 437 Capitol.

ROLL CALL

Members Present:

Rep. Chase Hibbard, Chairman (R)
Rep. Kim Gillan, Vice Chairman (D)
Rep. Bob Story, Vice Chairman (R)
Rep. Gary Beck (D)
Rep. Rick Dale (R)
Rep. Bob Davies (R)
Rep. Ron Erickson (D)
Rep. Daniel Fuchs (R)
Rep. Mary Anne Guggenheim (D)
Rep. Marian Hanson (R)
Rep. Hal Harper (D)
Rep. Dan Harrington (D)
Rep. John L. Holden (R)
Rep. Verdell Jackson (R)
Rep. Scott J. Orr (R)
Rep. Bob Raney (D)
Rep. Bill Rehbein (R)
Rep. Sam Rose (R)
Rep. Roger Somerville (R)

Members Excused: Rep. Trudi Schmidt (D)

Members Absent: None.

Staff Present: Donna Grace, Committee Secretary
Jeff Martin, Legislative Branch

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted:

SB 454 - 3/22/1999

SB 441 - 3/22/1999

HB 677 - 3/23/1999

HB 678 - 3/23/1999

Executive Action:

HB 677 - Table

HB 678 - Do Pass as Amended

HB 240 - Do Pass as Amended

HB 665 - Removed from Table; Table

EXECUTIVE ACTION ON HB 677

Motion/Vote:

At the request of the sponsor, a motion was made to **TABLE**. The **MOTION PASSED** unanimously.

{Tape : 1; Side : A; Approx. Time Counter : 1.5}

HEARING ON SB 441

Opening Statement by Sponsor:

Sen. Chris Christiaens, Senate District 23

{Tape : 1; Side : A; Approx. Time Counter : 2.2}

Proponents' Testimony:

Rhonda Carpenter, Montana Housing Providers **EXHIBIT**(tah70a01)

{Tape : 1; Side : A; Approx. Time Counter : 3.4}

Dennis Burr, Montana Taxpayers Association

{Tape : 1; Side : A; Approx. Time Counter : 10}

Opponents' Testimony:

Mary Bryson, Director, Department of Revenue

{Tape : 1; Side : A; Approx. Time Counter : 11.1}

Questions from Committee Members and Responses:

{Tape : 1; Side : A; Approx. Time Counter : 17.0}

Closing by Sponsor:

{Tape : 1; Side : B; Approx. Time Counter : 15.6}

HEARING ON SB 454

Opening Statement by Sponsor:

Sen. Tom Beck, Senate District 28

{Tape : 1; Side : B; Approx. Time Counter : 18.2}

Proponents' Testimony:

Don Allen, Powell County

{Tape : 1; Side : B; Approx. Time Counter : 24.8}

Opponents' Testimony:

None.

Informational Testimony:

Ross Swanson, Ranch Accounting and Fiscal Manager, Department of Corrections

{Tape : 1; Side : B; Approx. Time Counter : 27.2}

Mary Bryson, Director, Department of Revenue

{Tape : 1; Side : B; Approx. Time Counter : 27.4}

Questions from Committee Members and Responses:

{Tape : 1; Side : B; Approx. Time Counter : 28.4}

Closing by Sponsor:

{Tape : 2; Side : A; Approx. Time Counter : 24.3}

HEARING ON HB 678

Opening Statement by Sponsor:

Rep. Robert Story, House District 24 (Committee Bill)

EXHIBIT (tah70a02)

{Tape : 2; Side : A; Approx. Time Counter : 26.4}

Proponents' Testimony:

Gordon Morris, Montana Association of Counties

{Tape : 2; Side : B; Approx. Time Counter : 9.6}

Madalyn Quinlan, Department of Public Instruction

EXHIBIT (tah70a03)

{Tape : 2; Side : B; Approx. Time Counter : 12.4}

Mike Kadas, Mayor, Missoula **EXHIBIT** (tah70a04)

{Tape : 2; Side : B; Approx. Time Counter : 16.5}

Alec Hanson, League of Cities and Towns

{Tape : 2; Side : B; Approx. Time Counter : 26.4}

Jani McCall, City of Billings

{Tape : 3; Side : A; Approx. Time Counter : 0.1}

Mary Bryson, Director, Department of Revenue

{Tape : 3; Side : A; Approx. Time Counter : 1.4}

Gloria Paladichuk, City of Glendive, Richland Development Corporation

{Tape : 3; Side : A; Approx. Time Counter : 2}

Rep. Emily Swanson, House District 30

{Tape : 3; Side : A; Approx. Time Counter : 3}

Tom Daubert, Montana Association of Oil, Gas and Coal Counties.

{Tape : 3; Side : A; Approx. Time Counter : 7}

Cheryl Patton, City of Great Falls

{Tape : 3; Side : A; Approx. Time Counter : 8.6}

Jane Kelley, Cascade County Commissioner

{Tape : 3; Side : A; Approx. Time Counter : 8.8}

Opponents' Testimony:

Ivan Small, Indian Impact Schools of Montana

{Tape : 3; Side : A; Approx. Time Counter : 9.5}

Questions from Committee Members and Responses:

{Tape : 3; Side : A; Approx. Time Counter : 11.5}

Closing by Sponsor:

{Tape : 3; Side : A; Approx. Time Counter : 22.5}

EXECUTIVE ACTION ON HB 678

Motion:

Rep. Hanson MOVED HB 678 DO PASS.

{Tape : 3; Side : A; Approx. Time Counter : 26.4}

Motion/Vote:

Rep. Story MOVED technical amendments. **EXHIBIT**(tah70a05) The
MOTION PASSED, 16 - 0.

{Tape : 3; Side : A; Approx. Time Counter : 27.4}

Motion:

Rep. Story MOVED amendments. **EXHIBIT**(tah70a06)

{Tape : 3; Side : B; Approx. Time Counter : 1.9}

Discussion:

{Tape : 3; Side : B; Approx. Time Counter : 7.6}

Vote:

The MOTION PASSED, 16 - 0.

{Tape : 3; Side : B; Approx. Time Counter : 6}

Motion:

Rep. Harper MOVED a conceptual amendment to remove the sunset
provision.

{Tape : 3; Side : B; Approx. Time Counter : 6.6}

Discussion:

{Tape : 3; Side : B; Approx. Time Counter : 7.6}

Vote:

On a voice vote, the **MOTION PASSED**, 16 - 2. Rehbein and Somerville voting no.

{Tape : 3; Side : B; Approx. Time Counter : 7.6}

Motion:

Rep. Story **MOVED** HB 678 **DO PASS AS AMENDED**. The **MOTION PASSED** unanimously, 20 - 0.

{Tape : 3; Side : B; Approx. Time Counter : 27.3}

EXECUTIVE ACTION ON HB 240 (CONTINUED)

Motion:

Rep. Jackson **MOVED** a conceptual amendment which would raise the percentages and make the bill more attractive.

{Tape : 4; Side : A; Approx. Time Counter : .6}

Discussion:

{Tape : 4; Side : A; Approx. Time Counter : 3}

Substitute Motion/Vote:

Rep. Orr **MOVED** to **TABLE**. The **MOTION FAILED**, 12 - 8. Schmidt, Guggenheim, Jackson, Harrington, Dale, Somerville, Erickson, Beck, Harper, Raney, Gillan and Hibbard voting no; Story, Orr, Holden, Rose, Rehbein, Davies, Fuchs and Hanson voting yes.

{Tape : 4; Side : A; Approx. Time Counter : 8.8}

Discussion:

{Tape : 4; Side : A; Approx. Time Counter : 9.9}

Motion/Vote:

Rep. Erickson **MOVED** a conceptual amendment to **strike the coordination instruction**. The **MOTION FAILED**, 10 - 10. Story, Orr, Holden, Rose, Rehbein, Davies, Fuchs, Harper, Hanson and Raney voting no; Schmidt, Guggenheim, Jackson, Harrington, Dale, Somerville, Erickson, Beck, Gillan and Hibbard voting yes.

{Tape : 4; Side : A; Approx. Time Counter : 12.8}

Vote:

The MOTION FAILED to adopt Rep. Jackson's conceptual amendment, 10 - 10. Story, Orr, Holden, Rose, Rehbein, Davies, Fuchs, Harper, Hanson and Hibbard voting no; Schmidt, Guggenheim, Jackson, Harrington, Dale, Somerville, Erickson, Beck Raney, and Gillan voting yes.

{Tape : 4; Side : A; Approx. Time Counter : 17.3}

Motion/Vote;

Rep. Orr MOVED to TABLE. The MOTION FAILED, 11 - 9. Schmidt, Guggenheim, Jackson, Harrington, Dale, Erickson, Beck, Harper, Raney, Gillan and Hibbard voting no; Story, Orr, Holden, Rose, Somerville, Rehbein, Davies, Fuchs and Hanson voting yes.

{Tape : 4; Side : A; Approx. Time Counter : 19.5}

Motion/Vote:

A MOTION was made to REVERSE THE TABLE VOTE and pass the bill as previously amended. Schmidt, Guggenheim, Jackson, Harrington, Dale, Erickson, Beck, Harper, Raney, Gillan and Hibbard voting yes; Story, Orr, Holden, Rose, Somerville, Rehbein, Davies, Fuchs and Hanson voting no.

{Tape : 4; Side : A; Approx. Time Counter : 20}

EXECUTIVE ACTION ON HB 665**Motion/Vote:**

Rep. Gillan MOVED to remove HB 665 from the table. The MOTION PASSED, 11 - 9. EXHIBIT(tah70a07) Schmidt, Rose, Gugenheim, Harrington, Dale, Erickson, Beck, Harper, Raney, Gillan and Hibbard voting yes; Story, Orr, Holden, Jackson, Somerville, Rehbein, Davies, Fuchs and Hanson voting no.

{Tape : 4; Side : A; Approx. Time Counter : 22.8}

Discussion:

{Tape : 4; Side : A; Approx. Time Counter : 28.1}

Motion:

Rep. Guggenheim MOVED DO PASS AS AMENDED. EXHIBIT(tah70a08)

{Tape : 4; Side : A; Approx. Time Counter : 28.5}

Discussion:

{Tape : 4; Side : B; Approx. Time Counter : 1}

Vote:

The **MOTION FAILED**, 10 - 10. Story, Orr, Holden, Rose, Dale, Somerville, Rehbein, Davies, Hanson and Hibbard voting no; Schmidt, Guggenheim, Jackson, Harrington, Erickson, Beck, Fuchs, Harper, Raney and Gillan voting yes.

{Tape : 4; Side : B; Approx. Time Counter : 11.3}

Motion/Vote:

Rep. Story MOVED to TABLE. The **MOTION PASSED**, 11 - 9. Story, Orr, Holden, Rose, Jackson, Dale, Somerville, Rehbein, Davies, Hanson and Hibbard voting yes; Schmidt, Guggenheim, Harrington, Erickson, Beck, Fuchs, Harper, Raney and Gillan voting no.

{Tape : 4; Side : B; Approx. Time Counter : 13.3}

Adjourn. ***{Tape : 4; Side : B; Approx. Time Counter : 15.2}***

ADJOURNMENT

Adjournment: 11:45 A.M.

REP. CHASE HIBBARD, Chairman

DONNA GRACE, Secretary

CH/DG

EXHIBIT (tah70aad)